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CEP
RCE

Request
for
Continued Examination (RCE)
Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/682,098
Filing Date	July 19, 2001
First Named Inventor	Bernhart, et al.
Art Unit	2162
Examiner Name	To, Baoquoc N.
Attorney Docket Number	AFFY-0016-UT1

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
ii. Other _____

b. Enclosed

i. Amendment/Reply iii. Information Disclosure Statement (IDS)
ii. Affidavit(s)/ Declaration(s) iv. Other _____

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 10-0233

i. <input type="checkbox"/> RCE fee required under 37 CFR 1.17(e)	11/23/2005 CCHAU1 00000089 09682098
01 FC:1801	790.00 OP
02 FC:1202	50.00 OP
03 FC:1201	200.00 OP

iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Michael G. Verga, Esq.	Registration No. (Attorney/Agent)	39,410
Signature	Date November 22, 2005		

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)		Date
Signature		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

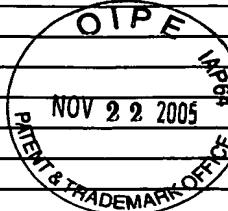
Patent Fee Transmittal for FY 2005

Applicant Claims Small Entity Status 37 C.F.R. 1.27

TOTAL AMOUNT OF PAYMENT **\$1,040.00**

*** Includes fee changes from HR 4818, Sec. 801, signed on December 8, 2004

Application Number 09/682,098
Filing Date 19-Jul-01
Named Inventor Bernhart, et al.
Examiner Name To, Baoquoc N.
Art Unit 2162
Attorney Docket No. AFFY-0016-UT1



FEE CALCULATION

1. Filing Fees

Application Type	Description	Large Entity		Small Entity	
		Code	(\$)	Code	(\$)
Utility	Basic	1011	300	2011	150
	Examination	1311	200	2311	100
	Search	1111	500	2111	250
Design	Basic	1012	200	2012	100
	Examination	1312	130	2312	65
	Search	1112	100	2112	50
Plant	Basic	1013	200	2013	100
	Examination	1313	160	2313	80
	Search	1113	300	2113	150
Reissue	Basic	1014	300	2014	150
	Examination	1114	600	2114	300
	Search	1314	500	2314	250
National Stage	Basic	1631	300	2631	150
	Examination	1633	200	2633	100
	Search	1632	500	2632	250
Provisional	Basic	1005	200	2005	100

2. Extra Claim Fee

a. Claims as Filed

	Extra Claims	Large Entity	Small Entity	
Total Claims	$\boxed{ }$ - 20 = $\boxed{0}$	Code (\$)	Code (\$)	Paid
Independent	$\boxed{ }$ - 3 = $\boxed{0}$	1201	50 2201	25 \$ -
Multiple Dependent		1202	200 2202	100 \$ -
		1203	360 2203	180 \$ -

b. Claims as Amended

	After Amnt	Highest Paid	Present Extra	Large Entity	Small Entity	
Total Claims	$\boxed{45}$	$\boxed{44}$	$\boxed{1}$	Code (\$)	Code (\$)	Paid
Independent	$\boxed{6}$	$\boxed{5}$	$\boxed{1}$	1201	50 2201	25 \$ 50
First Presentation of Multiple Dependent				1202	200 2202	100 \$ 200
				1203	360 2203	180 \$ -

* Less than 20, enter 20 ** Less than 3, enter 3

3. Extra Page Fee

Total Pages	Extra Pages	Large Entity	Small Entity	
	$\boxed{ }$ -100 $\boxed{0}$	Code (\$)	Code (\$)	Paid
		1081	250 2081	125 \$ -

Subtotal for Application Fees

1 $\boxed{ }$ \$ - + 2 $\boxed{ }$ \$ 250 + 3 $\boxed{ }$ \$ - = $\boxed{ }$ \$ 250

4. Additional Fees

	Large Entity		Small Entity		
Description	Code	(\$)	Code	(\$)	Paid
Extension for response first month	1251	120	2251	60	\$ -
Extension for response second month	1252	450	2252	225	\$ -
Extension for response third month	1253	1,020	2253	510	\$ -
Extension for response fourth month	1254	1,590	2254	795	\$ -
Extension for response fifth month	1255	2,160	2255	1,080	\$ -
Notice of Appeal	1401	500	2401	250	\$ -
Filing a Brief in Support of an Appeal	1402	500	2402	250	\$ -
Request for Oral hearing	1403	1,000	2403	500	\$ -
Petitions under 1.17(f)	1462	400	1462	400	\$ -
Petitions under 1.17(g)	1463	200	1463	200	\$ -
Petitions under 1.17(h)	1464	130	1464	130	\$ -
Petition - public use proceeding	1451	1,510	1451	1,510	\$ -
Petition to Revive - Unavoidable	1452	500	2452	250	\$ -
Petition to Revive - Unintentional	1453	1,500	2453	750	\$ -
Utility Issue Fee	1501	1,400	2501	700	\$ -
Design Issue Fee	1502	800	2502	400	\$ -
Plant Issue Fee	1503	1,100	2503	550	\$ -
Reissue Issue Fee	1511	1,400	2511	700	\$ -
Publication Fee	1504	300	1504	300	\$ -
Statutory Disclaimer	1814	130	2814	65	\$ -

(cont.)

Description (cont.)

	Large Entity	Small Entity	
Description	Code	(\$)	Paid
Recording each Assignment	8021	40	8021 40 \$ -
Submission of IDS	1806	180	1806 180 \$ -
Request for Cont. Examination (RCE)	1801	790	2801 395 \$ 790
Filing Submission After Final	1809	790	2809 395 \$ -
Surcharge - late filing fee or oath	1051	130	2051 65 \$ -
Surcharge - late provisional fee	1052	50	2052 25 \$ -
Non-English Specification	1053	130	1053 130 \$ -
Processing Fee 37 CFR 1.17(q)	1807	50	1807 50 \$ -
Request for Ex Parte Reexamination	1812	2,520	1812 2,520 \$ -
Request Pub. of SIR prior to action	1804	920	1804 920 \$ -
Request Pub. of SIR after action	1805	1,840	1805 1,840 \$ -
Each Add. Invention Examined	1810	790	2810 395 \$ -
Expedited Examination (Design)	1802	900	1802 900 \$ -
Unintentionally Delayed Priority Claim	1453	1,370	1453 1,370 \$ -
Certificate of Correction	1811	100	1811 100 \$ -
Maintenance Fees 3.5 years	1551	900	2551 450 \$ -
Maintenance Fees 7.5 years	1552	2,300	2552 1,150 \$ -
Maintenance Fees 11.5 years	1553	3,800	2553 1,900 \$ -
Surcharge - Late Payment 6 mos.	1554	130	2554 65 \$ -
Other fee			\$ -

Additional Fee Subtotal $\boxed{ }$ \$ 790

METHOD OF PAYMENT

Deposit Account No.

10-0233-AFFY-0016-UT1

The Commissioner is hereby authorized to charge any additional fees which may be required under 37 CFR 1.16, 1.17, 1.18, 1.20 and 1.492 or credit any overpayment to the deposit account number listed above.

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Telephone	703.591.2664	Fax	703.591.5907
Signature		November 22, 2005	
Date			